

MINUTES
UTAH STATE LPG BOARD
April 20, 2007

BOARD MEMBERS PRESENT

Boyd W. Cook	Chair, LP Gas Board
Tom J. Clark	Vice Chair, LP Gas Board
Jim Johnson	LP Gas Board Member
Jay Downs	LP Gas Board Member

BOARD MEMBERS EXCUSED

Paul Bedont	LP Gas Board Member
Kelly Magleby	LP Gas Board Member
Kevin Eldredge	LP Gas Board Member

STAFF PRESENT

Ron Morris	State Fire Marshal
Brent Halladay	State Fire Marshal's Office
Ron Gustaveson	State Fire Marshal's Office
Hugo Rico	State Fire Marshal's Office
Margo Densley	State Fire Marshal's Office

STAFF EXCUSED

Stan Robins	State Fire Marshal's Office
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PRESENT

Bryan Pitcher	Pitchers Propane
Scott K. Jenkins	State Senator
Bret Steel	SS Supply
John P. Hill	(RMGA)
Rich Burgston	Utah LP Gas

Meeting began at 10:00 AM at the Murray City Hall with Chairman Boyd Cook presiding.

Item #1 on the agenda was Board meeting called to order and welcome to all by Chairman Boyd Cook. Chairman Cook excused Board members Paul Bedont, Kelly Magleby, and Kevin Eldredge. Chairman Cook also recognized Senator Scott K. Jenkins.

Item #2 on the agenda was the approval of the minutes of the January 12, 2007 Board meeting. Chairman Cook asked for any additions or corrections. Jim Johnson made the

motion to approve the minutes as written and Jay Downs seconded the motion. All Board members voted in favor.

Item #3 on the agenda was a report to the Board by Chief Deputy Brent Halladay on the replacement of Board member Kevin Eldredge as one of the LP Gas Representatives. Brent explained that Kevin Eldredge has now left the propane industry and his position on the LP Gas Board will need to be filled. We have been instructed by the Governor's Office to set forth balloting, which is required by State law. Brent explained that about 570 ballots will be sent out to all of the LP Gas Companies. The name of the person with the most votes will be submitted to the Governor's Office for recommendation to replace Kevin Eldredge on the Board. This person must reside in Utah and be an active member in the LP Gas industry. Brent also explained that we have a plaque for Kevin and Jim Johnson has agreed to deliver it to him.

Item #4 on the agenda was a report to the Board by State Fire Marshal Ron Morris on the upcoming retirement of Ron Gustaveson on May 15, 2007. Also a report to the Board on the person who will replace Ron as an LP Gas Specialist. State Fire Marshal Ron Morris explained that Ron Gustaveson will be retiring on May 15, 2007. Ron Morris thanked Ron Gustaveson for the excellent job he has done for the Fire Marshal's Office and the LP Gas Industry and explained that he will be greatly missed. Chairman Boyd Cook, on behalf of the Board, also expressed appreciation to Ron Gustaveson for his work with the Board and his professionalism in the field. The LP Gas Specialist position to replace Ron was offered to Corey Christensen. Corey has been with Suburban Propane for several years and will be joining the State Fire Marshal's Office as soon as his background check is completed. He will be introduced to the Board at the next meeting.

Item #5 on the agenda was a report to the Board by State Fire Marshal Ron Morris on the happenings at the 2007 Utah State Legislature. Fire Marshal Ron Morris thanked Senator Jenkins and the rest of the Legislators for the excellent job they did this year. Ron explained that the Fire Service and Public Safety as well were treated very well by the Legislators this year. Ron reported on the passing of bills of interest to the Fire Service and the LP Gas industry to include the Statewide Mutual Aid Act. Resources can now be moved across the State for large events as needed and be covered with Liability Insurance. Also, the Reduced Cigarette Ignition Propensity Act was passed, known as The Fire Safe Cigarette Act. Utah is the seventh State in the Nation to pass this Bill and the first State to pass it on the first attempt. Ron explained that the State has had four loss of live fires related to cigarettes this year. This Bill will go into effect July of 2008. The Fireworks Display Fee Amendment was also passed. This will make the program much more self proficient, as the fees will be raised from \$10.00 to \$40.00. The Fire Prevention Safety Act was passed which allows the Fire Prevention Board the authority to set the standards of Hazardous Materials training for the entire State.

Item #6 on the agenda was a report to the Board by Section Manager Ron Gustaveson, on the activities of the LP Gas program and monies collected since the last Board meeting. Ron Gustaveson, Fire Marshal's Office, distributed to the Board the report on the activities of the division and explained that the program is doing very well. The total

collections as of March 31, 2007 was \$111,520.20. Also, Ron expressed his appreciation for the opportunity to work with the Fire Marshal's Office, the LP Gas Industry and Board members, as he is now retiring. Ron explained that due to his position with the Fire Marshal's Office, he had the opportunity to make many friends and visit many areas across the State.

Item #7 of the agenda was a presentation to the Board by Chief Deputy Brent Halladay with regard to consolidating the requirement for LP Gas HVAC Certification and Natural Gas Technician Certification. Brent Halladay explained that The LP Gas Safety Act is in its twentieth year, as it was started by an enactment of the Legislature in 1987. He explained that much of that time he has worked with Ron Gustaveson on this program. Brent described Ron as a wonderful employee and stated that he will be missed. Brent stated that to install natural gas furnaces in the State of Utah a test given by the Rocky Mountain Gas Association is required. To install furnaces using LP Gas in the State of Utah an HVAC examination from the State Fire Marshal's Office is required as well. Brent explained that he has been working with John P. Hill, Rocky Mountain Gas Association, to provide testing that would cover LP Gas requirements as well as natural gas. The Rocky Mountain Gas Association would oversee this testing. Brent explained that the testing for people in the industry who only deal with LP Gas would still be the responsibility of the Fire Marshal's Office. Much discussion was held on this matter. Senator Scott K. Jenkins, who is the owner of a plumbing supply company, has concerns about the over testing of the people in the industry as well. Senator Jenkins also questioned if plumbers and journeyman plumbers would be required to test. Brent explained that by administrative rule licensed plumbers and journeyman plumbers would not be required to test, as they have already had extensive testing with regard to LP Gas. Senator Jenkins also questioned why the LP Gas Board operates under the State Fire Marshal's Office rather than the Department of Professional Licensing. Brent explained that in 1987, after many LP Gas accidents, the LP Gas industry in the State of Utah decided that a LP Gas Safety Act was needed. The industry approached the Plumbers and DOPL and asked for regulation and they were turned down. Then the industry approached the Fire Marshal's Office asking them to oversee The LP Gas Safety Act with a regulatory Board. Board Member Jim Johnson commented that he appreciates what the Fire Marshal's Office contributes to the LP Gas program. Jim also wanted to thank Ron Gustaveson for his years of fair and knowledgeable service in the LP Gas industry. Board Member Jay Downs also thanked Ron Gustaveson for his service and explained that he feels it is natural for the LP Gas industry to be under the Fire Service rather than DOPL, as the fire service are the ones that respond when there is a LP Gas problem. Chairman Boyd Cook asked Brent to work with Mr. Hill, RMGA, to submit a test and some suggested Administrative Rule changes to the Board at the next meeting.

Item #8 on the agenda was a presentation to the Board by Chief Deputy Brent Halladay on specific modifications to the adopted standard that would allow flexible connectors to be used for specific usage beyond the allowed 36 inch length. Brent stated that we have had much discussion in past Board meetings with regard to vapor and bypass lines on our dispensing systems. Therefore, he spent some time researching this matter with members in the industry. Brent explained that members in the industry felt the rule should be

changed to allow more than 36 inches of flexible hose in a bypass application for dispensers. Brent explained that he has brought three suggestions to the Board. (1) Leave the rule as it is. Flexible connectors are to be 36 inches. Distances reaching beyond 36 inches would need to be hard piped. (2) R710-6-8.6.8 NFPA, Standard 58, Section 6.22.3.13 is added as follows: On complete dispensing installations that are 1000 gallon water capacity or less, flexible connectors and hose used as flexible connectors of more than 36 inches in length may be used on vapor and liquid return lines only. The hose shall be secured and routed in a safe and professional manner as approved by the Division. (3) R710-6-8.6.8 NFPA, Standard 58, Section 6.22.3.13 is added as follows: On complete dispensing installations that do not exceed 2000 gallon water capacity, vapor return and bypass lines may be installed using LP Gas engine fuel hose. The hose shall be secured and routed in a safe and professional manner as approved by the Division. Discussion was held. Brent Halladay suggested that if there was to be an allowance it would be for Dispensers only. Much discussion was held on this matter to include comments from Ron Gustaveson, Hugo Rico, Senator Scott K. Jenkins, Chairman Boyd Cook, Vice Chair Tom Clark, Jim Johnson, Jay Downs, Rich Burgston, and Bret Steel. Jim Johnson explained that he would not be opposed to a change in the rule as long as a maximum length for the flexible hose and a time frame for changing the flexible hose are included. Brent said that we should move away from the definition of flexible connector and use the term flexible hose. Chairman Boyd Cook recommended that the replacement date of the flexible hose be 5 years. Jay Downs feels that it is important to follow the manufacturer's recommendations for the use of flexible hose. Chairman Boyd Cook would also like this rule to include a cabinet that is set next to the dispenser tank. Brent stated the he would further research this matter and bring a recommendation to the Board at the next meeting.

Item #9 on the agenda was Old Business. There was no Old Business.

Item #10 on the agenda was New Business. There was no New Business.

Item #11 on the agenda was next meeting date and time. It was decided that July 27, 2007 at 10:00 A.M. would be the next meeting at the Murray City Hall. Chairman Boyd Cook adjourned the meeting.